

CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 5439

AN ORDINANCE amending Ordinance No. 5390 annexing to the City of Bellevue a 5.62 acre parcel located at 6114 - 164<sup>th</sup> Ave SE, and within Bellevue's Potential Annexation Area, known as the Cole Annexation to correct deficiencies in the legal description.

WHEREAS, RCW 35A.14.295 authorizes the legislative body of a code city to resolve to annex an unincorporated island of residential property to the city containing less than one hundred acres and having at least eighty per cent of the boundaries of such area contiguous to the code city; and

WHEREAS, the City Council adopted Resolution No. 6714 on June 17, 2002, declaring its intent to annex the property; and

WHEREAS, a proposed zoning regulation was established for the area to be annexed pursuant to Ordinance No. 5345 adopted on December 12, 2001, classifying the area to be annexed R-2.5; and

WHEREAS, the King County Boundary Review Board has chosen not to invoke its jurisdiction over the proposed annexation and the proposed annexation is thereby deemed approved by the Board on February 10, 2002; and

WHEREAS, all statutory requirements have been complied with, including those set forth in RCW 35A.14.295; and

WHEREAS, the City of Bellevue has complied with the requirements of the State Environmental Procedures Code;

WHEREAS, the City Council adopted Ordinance No. 5390 on August 5, 2002 which contained an incomplete legal description, now, therefore,

THE CITY COUNCIL OF THE CITY OF BELLEVUE, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. Section 1 of Ordinance No. 5390 is hereby amended to read as follows:

The following described real property located in the Bellevue Potential Annexation Area at 6114 - 164<sup>th</sup> Ave SE is hereby annexed to the City of Bellevue, Washington:

The East 770.00 feet of the West 800.00 feet of that portion of the Southwest quarter of the Southwest quarter of Section 24, Township 24 North, Range 5 East, W.M., in King County, Washington, lying South of the North 429.3125 feet and lying North of the South 590.6875 feet

Section 2. All other provisions of Ordinance No. 5390, including but not limited to Section 3 relating to the effective date of annexation, shall remain unchanged.

Section 3. A certified copy of this ordinance shall be filed with the King County Council of King County, Washington, in which county said property is located.

Section 4. This ordinance shall take effect and be in force five (5) days after passage and legal publication.

Passed by the City Council this 17th day of March, 2003, and signed in authentication of its passage this 17th day of March, 2003.

(SEAL)

Connie B. Marshall, Mayor

Approved as to form:

Lori M. Riordan, Assistant City Attorney

Attest:

Myrna L. Basich, City Clerk

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